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11 *Attorneys for Defendants*  
12 F5 NETWORKS, INC., NGINX, INC. (BVI)  
and NGINX SOFTWARE, INC.

13 (Additional Parties and Counsel Listed on Signature Pages)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

## LYNWOOD INVESTMENTS CY LIMITED.

Plaintiff,

VS.

21 MAXIM KONOVALOV, IGOR SYSOEV,  
22 ANDREY ALEXEEV, MAXIM DOUNIN,  
23 GLEB SMIRNOFF, ANGUS ROBERTSON,  
NGINX, INC. (BVI), NGINX SOFTWARE,  
INC., NGINX, INC. (DE), BV NGINX, LLC,  
RUNA CAPITAL, INC., EVENTURE CAPITAL  
PARTNERS II LLC and F5 NETWORKS, INC..

## Defendants.

No. 20-cv-03778-MMC

**STIPULATION TO EXTEND  
BRIEFING SCHEDULE FOR  
DEFENDANTS' MOTIONS FOR  
ATTORNEY'S FEES PURSUANT  
TO 17 U.S.C. § 505; and  
[PROPOSED] ORDER**

Judge: The Honorable Maxine M. Chesney

Current Due Date: Sept. 23, 2022

New Proposed Date: Sept. 30, 2022

1 Pursuant to Civil Local Rules 6-2, 7-12, and 54-5, Plaintiff Lynwood Investments CY  
 2 Limited (“Plaintiff”) and Defendants F5, Inc., NGINX Software Inc., and NGINX, Inc. (BVI);  
 3 Defendants Maxim Konovalov, Igor Sysoev, Maxim Dounin, Andrey Alexeev, Gleb Smirnoff, and  
 4 Angus Robertson; Defendants Eventure Capital Partners II LLC and BV NGINX, LLC; and  
 5 Defendant Runa Capital, Inc. (collectively, “Defendants”) stipulate to an extended briefing  
 6 schedule in connection with any motions for an award of attorney’s fees and costs brought by  
 7 Defendants pursuant to 17 U.S.C. § 505 and Local Rule 54-5;

8 WHEREAS, the Court granted Defendants’ Consolidated Motion to Dismiss Plaintiff’s  
 9 Amended Complaint (ECF 144) and dismissed Plaintiff’s First, Second, Fourth, Seventh, Eighth,  
 10 Ninth, Twelfth, Thirteenth, and Fourteenth Claims, including Plaintiff’s claim for direct copyright  
 11 infringement, with prejudice (ECF 162);

12 WHEREAS, by stipulation of the parties, Plaintiff’s remaining claims were dismissed with  
 13 prejudice and judgment was entered on September 9, 2022 (ECF 166, 168);

14 WHEREAS, pursuant to 17 U.S.C. § 505 and Local Rule 54-5, Defendants intend to move  
 15 for an award of attorney’s fees and costs incurred in defending against Plaintiff’s claim of direct  
 16 copyright infringement and related claims that were dismissed by the Court’s order ECF 162  
 17 (“Motions for Fees”);

18 WHEREAS, Defendants requested a one-week extension to prepare and file motions and  
 19 submit papers that are not duplicative of one another’s and that will streamline the issues for the  
 20 Court’s consideration;

21 WHEREAS, Plaintiff requested two additional weeks to prepare opposition papers to  
 22 address what the parties anticipate will be multiple fee requests, and Defendants requested an  
 23 additional week to coordinate or streamline their replies;

24 WHEREAS, there have been three other extensions granted in this case (ECF 29, 68, and  
 25 143) and no prior extension regarding any motion for an award of attorney’s fees and costs; and

26 WHEREAS, the requested time modification would have no other effect on the schedule  
 27 for the case, as judgment has already been entered (ECF 168);

28 NOW THEREFORE, pursuant to Civil Local Rule 6-2, it is stipulated and agreed between

1 Plaintiff and Defendants, through their undersigned counsel, as follows:

2 1. The time within which Defendants may file their Motions for Fees is extended to  
3 September 30, 2022;

4 2. The deadline for Plaintiff to file any opposition to the Motions for Fees is extended  
5 to October 28, 2022;

6 3. The deadline for Defendants to file any replies in support of their Motions for Fees  
7 is extended to November 11, 2022.

8 This stipulation is without prejudice to the right of any party to seek a further adjustment to  
9 the opposition date based on future or unforeseen developments.

10  
11 **IT IS SO STIPULATED.**

12 Dated: September 21, 2022 MORRISON & FOERSTER LLP  
13

14  
15 By: /s/ Michael A. Jacobs  
16 Michael A. Jacobs

17 Attorneys for Defendants  
18 F5 INC., NGINX, INC. (BVI),  
19 and NGINX SOFTWARE, INC.

20 Dated: September 21, 2022 KING & SPALDING LLP  
21

22 By: /s/ Bruce W. Baber  
23 Bruce W. Baber

24 Attorneys for Defendants  
25 MAXIM KONOVALOV, IGOR SYSOEV  
26 ANDREY ALEXEEV, MAXIN DOUNIN  
27 GLEB SMIRNOFF and ANGUS ROBERTSON  
28

1 Dated: September 21, 2022 COOLEY LLP

2

3 By: /s/ Patrick P. Gunn

4 Patrick P. Gunn

5 Attorneys for Defendants  
6 BV NGINX, LLC and E. VENTURES CAPITAL  
7 PARTNERS II, LLC

8

9 Dated: September 21, 2022 WILLKIE FARR & GALLAGHER LLP

10 By: /s/ Benedict Y. Hur

11 Benedict Y. Hur

12 Attorneys for Defendant  
13 RUNA CAPITAL, INC.

14 Dated: September 21, 2022 MEISTER SEELIG & FEIN LLP

15

16 By: /s/ Christopher J. Major

17 Christopher J. Major

18 Attorneys for Plaintiff  
19 LYNWOOD INVESTMENTS CY LIMITED

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22 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

23 Dated: September , 2022

24

25 By: \_\_\_\_\_

26 The Honorable Maxine M. Chesney  
27 United States District Judge

## **ECF ATTESTATION**

I, Michael A. Jacobs, hereby attest pursuant to Local Rule 5-1(i)(3) that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: September 21, 2022

By: /s/ Michael A. Jacobs  
Michael A. Jacobs